IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 4TH SEPTEMBER 2007 / 13TH BHADRA 1929

WP(C).No. 17388 of 2007(T)

PETITIONER:

JAYAPRAKASH @ JYOTHI, AGED 46 YEARS,
S/O. APPUKUTTAN @ KUTTAPPAN, AYYAPPAN TEMPLE,
MARATHANCODE, THALAPPILLY TALUK,
THRISSUR DISTRICT.

BY ADV. SRI.RAJIT
SRI.RANJIT BABU

RESPONDENTS:

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1. KADANGODE GRAMA PANCHAYATH,
P.O.VELLARKKAD, THRISSUR, REP. BY
ITS SECRETARY.

2. SECRETARY,
KADANGODE GRAMA PANCHAYATH, P.O.VELLARKKAD,
THRISSUR.

BY ADV. SRI.G.SREEKUMAR (CHELUR)
SRI.SAJITH KUMAR KANGHINGHAT

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.17388/07

APPENDIX

PETITIONER'S EXTS:

EXT.P1 – TRUE COPY OF CERTIFICATE DATED NIL ISSUED BY R2 TO PETR.

EXT.P2 – TRUE COPY OF JUDGMENT OF THIS COURT IN WPC.11760/07 DT.4.4.07.

EXT.P3 – TRUE COPY OF NOTICE DT.5.5.07 ISSUED BY RESPONDENTS TO PETR.

/TRUE COPY/

PIUS C. KURIAKOSE, J.

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W.P.(C)No.17388 OF 2007

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DATED THIS THE 4TH SEPTEMBER, 2007

J U D G M E N T

Heard Sri.G.Sreekumar Chelur, counsel for the respondents. No representation for the petitioner.

2. Impugned in this Writ Petition is Ext.P3 notice issued by the Panchayat whereby the petitioner is informed that the building constructed by him violates Rule 220B of the Panchayat Raj Act. I find that Ext.P3 is only a notice and no final orders have been passed by the Panchayat nor any final findings entered therein. I dispose of the Writ Petition permitting the petitioner to file objections to Ext.P3, if not already filed, within two weeks from today and upon objections being filed, the Panchayat will hear the petitioner and pass final orders in the matter of demolition which is proposed under Ext.P3 at the earliest and at any rate within one month of receiving the objections.

(PIUS C.KURIAKOSE, JUDGE)

tgl